IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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WRIT PETITION NO : 11977 of 2005

Between:

Yasam Sathyanarayana S/o. Sammaiah
R/o. Mulugu (V) & (M) Warangal District.

..... PETITIONER

AND

1 The District Collector, Warangal District.
2 The Sub-Collector, Mulugu, Warangal District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus declaring the inaction of the respondents herein in not providing suitable post of Class IV employment to the petitioner as illegal, arbitrary, and consequently direct the respondents herein to provide a suitable post of Class IV employment to the petitioner OR in the alternative to restore the possession of petitioner's acquired land of 150 sq. yards of house site situated at Mulugu Town & Mandal, Warangal District.

Counsel for the Petitioner:MR.JITENDER RAO VEERAMALLA

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

This writ petition is filed by the petitioner aggrieved by the inaction of the respondents in providing employment by appointing him as class IV employee in spite of the fact that his case was recommended to the District Collector by the Revenue Divisional Officer by proceedings dated 10-12-1996.

It is stated by the petitioner that an extent of 150 sq.yards of house-site belongs to him was taken over by the respondents for the purpose of construction of the building of the Sub-Collector's residence as there is no Government land towards east of their land. The said land was taken over from him without initiating any land acquisition proceedings. It is also stated that he has given his consent on the promise of the respondents that they will provide employment by appointing him as Attender and in fact, he was temporarily appointed as Election Attender and P.I.C. Attender. Later, the said scheme, under which he was appointed, was disbanded. Therefore, he became unemployed. It is further stated that he has studied intermediate and also registered his name in the employment exchange and therefore, sought for appropriate directions to the respondents to provide employment as promised by the respondents.

When this matter came up for admission on 08-06-2005, this Court directed the learned Government Pleader for Revenue to get instructions with reference to the submission made by the petitioner in his affidavit. Today when the matter is taken up, the learned Government Pleader submits that he is not able to obtain any instructions.

Heard the learned counsel for the petitioner and the learned Government Pleader.

Having regard to the facts and circumstances of the case, the writ petition is

disposed of directing the respondents to provide employment to the petitioner by appointing him as Attender or in any of the available posts expeditiously, preferably, within a period of four weeks from the date of receipt of the copy of the order. For any reasons, if the respondents are not in a position to provide employment to the petitioner as was promised by them, the respondent authorities are liable to pay the compensation for the house-site which was taken over by the respondents. Accordingly, the respondents are directed to pay compensation to the petitioner for the acquired house-site of 150 sq.yards, within a period of two months after expiry of four weeks from the date of receipt of the copy of the order.

The writ petition is accordingly disposed of. No order as to costs.

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(S.ANANDA REDDY, J)

22nd JUNE, 2005.

Note: furnish c.c. in one week.

B/o

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To

1 The District Collector, Warangal District.
2 The Sub-Collector, Mulugu, Warangal District.

3 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad (OUT).

4 Two CD copies.